



## Charter School Administrative Office

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### Memorandum

**MEMO** August 4, 2005  
**TO** Charter Schools  
**FROM** Jim Shon, Executive Director  
**RE** AG Opinion on 302A-1506

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Board of Education Chair Harimoto has informed our office that he has received an Attorney General opinion that the charter schools are subject to HRS 302A-1506.

This section reads as follows:

**[§302A-1506] Public school facilities.** The department may enter into such contracts, leases, lease-purchase agreements, or other transactions as may be necessary for the acquisition of public school facilities, including any lands for these facilities, on such terms as it may deem appropriate, subject to approval by the comptroller. [L 1996, c 89, pt of §2 and am c 265, §1]

Chair Harimoto has indicated that receipt of this opinion constitutes the position of the Board of Education, and directed our office to inform the charter schools immediately.

In addition, Chair Harimoto has requested a complete inventory of land or facilities purchased by any charter school with pertinent information ( e.g., purchase date, purchase amount, source of funds used for the purchase, terms of the purchase, and description of the land or facility location, purchased land/facility description, current and planned use of the land/facility, etc.)

He has also requested the names and contacts for any non-profit organization that may have purchased land or facilities for a charter school.

If your school or a non profit affiliated with a school fits into any of these categories, we would appreciate forwarding this to our office as soon as possible. This information will assist the Board of Education in understanding the larger picture for charter school facilities.

Mahalo for your attention to this matter.